

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 445 - SB 439

March 27, 2023

SUMMARY OF BILL AS AMENDED (005998, 006738): Requires surveillance cameras installed on federal interstate highways and state roads to aid criminal investigations or searches for missing persons to meet certain criteria regarding the origin of the manufacturer of a surveillance camera, any of the surveillance camera's components, and the manufacturer of and custodian of any data collected from any such surveillance cameras. Authorizes the Tennessee Department of Transportation (TDOT) to permit automated license plate recognition cameras to be installed on federal interstate highways and state roads. Authorizes the TDOT to inspect such surveillance cameras and to consult with the Department of Safety and any other state agency to determine compliance with the aforementioned criteria. Authorizes the TDOT to revoke any approval of a surveillance camera found in noncompliance with such criteria.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumption:

- Pursuant to Tenn. Code Ann. § 55-8-198(f)(2), TDOT is authorized, but not required, to permit the installation of surveillance cameras operated by law enforcement agencies on federal interstate highways and state roads for the purpose of aiding in criminal investigations or searches for missing or endangered persons. However, such authorization is subject to the approval of the Federal Highway Administration.
- Removing the requirement that TDOT must approve installation of such cameras may result in an increase in the number of cameras installed by local law enforcement agencies. However, any such increase will be contingent upon federal approval and is, therefore, assumed to be not significant.
- Since federal approval is still required prior to installation of any such cameras, it is assumed that this legislation will not lead the state to be out of compliance with federal rules and regulations and will not result in any jeopardy of federal funding.
- Pursuant to Tenn. Code Ann. § 55-8-198(f)(2), such cameras cannot be used to enforce or monitor state or local traffic violations or issue citations for such violations.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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